

**U.S. District Court
District of Connecticut (New Haven)
CIVIL DOCKET FOR CASE #: 3:18-cv-00202-AWT**

Barno v. Ficeto et al
Assigned to: Judge Alvin W. Thompson
Referred to: Judge Robert A. Richardson
Cause: 42:1983 Civil Rights Act

Date Filed: 02/02/2018
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff**Jonathan Barno**

represented by **Jonathan Barno**
21 Caneberlain Pl
New Haven, CT 06512
PRO SE

V.

Defendant**Anna Ficeto**

represented by **Robert J. Deichert**
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ATTORNEY TO BE NOTICED

Defendant**Rupal Shah**

represented by **Robert J. Deichert**
(See above for address)
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Defendant**Gerard Adelman**

represented by **Robert J. Deichert**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant**Jose Suarez**

represented by **Robert J. Deichert**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant**Elizabeth Bozzuto**

represented by **Robert J. Deichert**
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ATTORNEY TO BE NOTICED

Defendant**State of Connecticut**

represented by **Robert J. Deichert**
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
02/02/2018	<u>1</u>	COMPLAINT against Gerard Adelman, Elizabeth Bozzuto, State of Connecticut, Anna Ficeto, Rupal Shah, Jose Suarez, filed by Jonathan Barno. (Peterson, M)

		(Entered: 02/05/2018)
02/02/2018	<u>2</u>	MOTION for Leave to Proceed in forma pauperis by Jonathan Barno. (Peterson, M) (Entered: 02/05/2018)
02/02/2018	<u>3</u>	Order on Pretrial Deadlines: Motions to Dismiss due on 05/02/2018. Amended Pleadings due by 4/3/2018, Discovery due by 8/4/2018, Dispositive Motions due by 9/3/2018. Signed by Clerk on 02/02/2018. (Peterson, M) (Entered: 02/05/2018)
02/02/2018	<u>4</u>	STANDING PROTECTIVE ORDER Signed by Judge Alvin W. Thompson on 02/02/2018. (Peterson, M) (Entered: 02/05/2018)
04/09/2018	<u>5</u>	MOTION for Default Entry 55(a) as to Anna Ficento, Rupal Shah, Gerard Adelman, Jose Suarez, Elizabeth Bozzuto and State of Connecticut by Jonathan Barno. (Attachments: # <u>1</u> Proposed Order)(Fanelle, Nicholas) (Entered: 04/10/2018)
04/09/2018	<u>6</u>	AFFIDAVIT re <u>5</u> MOTION for Default Entry 55(a) as to Anna Ficento, Rupal Shah, Gerard Adelman, Jose Suarez, Elizabeth Bozzuto and State of Connecticut filed by Jonathan Barno. (Fanelle, Nicholas) (Entered: 04/10/2018)
04/09/2018	<u>7</u>	RESPONSE re <u>4</u> Standing Protective Order filed by Jonathan Barno. (Fanelle, Nicholas) (Entered: 04/10/2018)
04/26/2018	<u>8</u>	AFFIDAVIT Signed By Jonathan Barno filed by Jonathan Barno. (Attachments: # <u>1</u> Exhibit)(Anastasio, F.) (Entered: 04/26/2018)
04/26/2018	<u>9</u>	AFFIDAVIT Signed By Jonathan Barno filed by Jonathan Barno. (Attachments: # <u>1</u> Exhibit)(Anastasio, F.) (Entered: 04/26/2018)
04/26/2018	<u>10</u>	AFFIDAVIT Signed By Jonathan Barno filed by Jonathan Barno. (Attachments: # <u>1</u> Exhibit)(Anastasio, F.) (Entered: 04/26/2018)
04/26/2018	<u>11</u>	AFFIDAVIT Signed By Jonathan Barno filed by Jonathan Barno. (Attachments: # <u>1</u> Exhibit)(Anastasio, F.) (Entered: 04/26/2018)
04/26/2018	<u>12</u>	AFFIDAVIT Signed By Jonathan Barno filed by Jonathan Barno. (Attachments: # <u>1</u> Exhibit)(Anastasio, F.) (Entered: 04/26/2018)
04/26/2018	<u>13</u>	AFFIDAVIT Signed By Jonathan Barno filed by Jonathan Barno. (Attachments: # <u>1</u> Exhibit)(Anastasio, F.) (Entered: 04/26/2018)
04/26/2018	<u>14</u>	AFFIDAVIT Signed By Jonathan Barno filed by Jonathan Barno. (Attachments: # <u>1</u> Exhibit)(Anastasio, F.) (Entered: 04/26/2018)
05/17/2018	<u>15</u>	AFFIDAVIT re <u>5</u> MOTION for Default Entry 55(a) as to Anna Ficento, Rupal Shah, Gerard Adelman, Jose Suarez, Elizabeth Bozzuto and State of Connecticut Signed By Jonathan Barno filed by Jonathan Barno. (Fanelle, Nicholas) (Entered: 05/18/2018)
07/23/2018	<u>16</u>	AFFIDAVIT Signed By Jonathan Barno filed by Jonathan Barno. (Anastasio, F.) (Entered: 07/24/2018)
08/09/2018	<u>17</u>	ORDER REFERRING CASE to Magistrate Judge Sarah A. L. Merriam for ruling on <u>2</u> MOTION for Leave to Proceed in forma pauperis. It is so ordered. Signed by Judge Alvin W. Thompson on 08/09/2018. (Cole-Chu, H.) (Entered: 08/09/2018)
08/09/2018	<u>18</u>	ORDER: The plaintiff's Motion for Default for Failure to Appear and Judgment (Doc. No. <u>5</u>) is hereby DENIED because the plaintiff has failed to show that the defendants have been served. The plaintiff's affidavit (see Doc. No. <u>6</u>) indicates that proof of service has been filed on the docket, but no such proof appears on the docket. It is so ordered. Signed by Judge Alvin W. Thompson on 08/09/2018. (Cole-Chu, H.) (Entered: 08/09/2018)
08/22/2018	<u>19</u>	RECOMMENDED RULING. For the reasons set forth in the attached ruling, the Court recommends that plaintiff's <u>2</u> MOTION for Leave to Proceed <u>in forma pauperis</u> be denied. If plaintiff wishes to pursue this action, he must either pay the required filing fees or submit a new motion that meets all of the requirements of 28 U.S.C. §1915 by September 6, 2018 . 4 Pages. Any objections to this Recommended Ruling

		must be filed with the Clerk of the Court within fourteen (14) days of being served with this order. Signed by Judge Sarah A. L. Merriam on 8/22/18. (Dowie, C) (Entered: 08/22/2018)
08/29/2018	<u>20</u>	OBJECTION to <u>19</u> Recommended Ruling filed by Jonathan Barno. (Anastasio, F.) (Entered: 08/30/2018)
09/04/2018	<u>21</u>	ORDER: Magistrate Judge Merriam's Recommended Ruling (Doc. No. <u>19</u>) is hereby ACCEPTED, over objection. The plaintiff's motion to proceed <u>in forma pauperis</u> (Doc. No. <u>2</u>) is hereby DENIED, without prejudice to re-filing, except that the deadline for compliance is hereby extended one week to September 13, 2018. Signed by Judge Alvin W. Thompson on 9/4/18. (Mata, E.) (Entered: 09/04/2018)
09/17/2018	<u>22</u>	MOTION for Leave to Proceed in forma pauperis by Jonathan Barno. (Anastasio, F.) (Entered: 09/18/2018)
09/19/2018	23	ORDER REFERRING CASE to Magistrate Judge Robert A. Richardson as to Plaintiff's MOTION for Leave to Proceed in Forma Pauperis (Doc. No. <u>22</u>). Signed by Judge Alvin W. Thompson on 09/19/2018. (Patel, Ranit) (Entered: 09/19/2018)
10/16/2018	<u>24</u>	RECOMMENDED RULING recommending that <u>22</u> plaintiff's motion for leave to proceed <i>in forma pauperis</i> be denied. See attached ruling, 4 Pages. Objections due by 10/30/2018. Signed by Judge Robert A. Richardson on 10/16/2018. (Fries, J.) (Entered: 10/16/2018)
10/26/2018	<u>25</u>	OPPOSITION to <u>24</u> RECOMMENDED RULING Denying <u>22</u> MOTION for Leave to Proceed in forma pauperis by Jonathan Barno. (Fanelle, N.) (Entered: 10/29/2018)
10/31/2018	26	ORDER: Upon review and pursuant to 28 U.S.C. § 636(b) and Rule 72.2 of the Local Rules for United States Magistrate Judges (D.Conn.), Magistrate Judge Richardson's Recommended Ruling (ECF No. <u>24</u>) is hereby ACCEPTED, over objection . The plaintiff's motion for leave to proceed <i>in forma pauperis</i> (ECF No. <u>22</u>) is hereby DENIED. If the plaintiff has not paid the required filing fee by November 14, 2018, this case will be dismissed. (Mata, E.) (Entered: 10/31/2018)
11/13/2018		Filing fee received from Jonathan Barno: \$ 400.00, receipt number CTXN00018135 (Fanelle, N.) (Entered: 11/13/2018)
12/03/2018	<u>27</u>	ELECTRONIC SUMMONS ISSUED in accordance with Fed. R. Civ. P. 4 and LR 4 as to *Gerard Adelman, Elizabeth Bozzuto, State of Connecticut, Anna Ficeto, Rupal Shah, Jose Suarez* with answer to complaint due within *21* days.*Jonathan Barno* *21 Caneberlain Pl* *New Haven, CT 06512*. (Barry, Donna) (Entered: 12/03/2018)
12/19/2018	<u>28</u>	MOTION for Reconsideration by Jonathan Barno. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Envelope)(Barry, Donna) (Entered: 12/20/2018)
12/20/2018	<u>29</u>	NOTICE of Appearance by Robert J. Deichert on behalf of Gerard Adelman, Elizabeth Bozzuto, State of Connecticut, Anna Ficeto, Rupal Shah, Jose Suarez (Deichert, Robert) (Entered: 12/20/2018)
12/20/2018	<u>30</u>	MOTION to Dismiss for Lack of Jurisdiction <i>based on the Eleventh Amendment, the Rooker-Feldman doctrine, failure to state a claim, service defects and failure to comply with Rule 8</i> by Gerard Adelman, Elizabeth Bozzuto, State of Connecticut, Anna Ficeto, Rupal Shah, Jose Suarez.Responses due by 1/10/2019 (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit 1—Brady v. Goldman, # <u>3</u> Exhibit 2—Recommended Ruling in Barno v. State (2017))(Deichert, Robert) (Entered: 12/20/2018)
12/20/2018	<u>31</u>	NOTICE by Gerard Adelman, Elizabeth Bozzuto, State of Connecticut, Anna Ficeto, Rupal Shah, Jose Suarez re <u>30</u> MOTION to Dismiss for Lack of Jurisdiction <i>based on the Eleventh Amendment, the Rooker-Feldman doctrine, failure to state a claim, service defects and failure to comply with Rule 8 to Pro Se Plaintiff Pursuant to Local Rule 12(a)</i> (Attachments: # <u>1</u> Exhibit Local Rule 7, # <u>2</u> Exhibit FRCP 12)(Deichert, Robert) (Entered: 12/20/2018)
12/27/2018	<u>32</u>	MOTION to Stay re <u>30</u> MOTION to Dismiss for Lack of Jurisdiction <i>based on the Eleventh Amendment, the Rooker-Feldman doctrine, failure to state a claim, service defects and failure to comply with Rule 8</i> Requesting a Stay of the Parties' Rule 26

		<i>Requirements and Discovery Pending Decision on Defendants' Pending Motion to Dismiss</i> by Gerard Adelman, Elizabeth Bozzuto, State of Connecticut, Anna Ficeto, Rupal Shah, Jose Suarez.Responses due by 1/17/2019 (Deichert, Robert) (Entered: 12/27/2018)
01/08/2019	<u>33</u>	NOTICE of Constitutional Challenges to State Conn. Gen. Stat. and Constitutional Notice of Foreign Law and Adjudicative Facts by Jonathan Barno (Reis, Julia) (Entered: 01/08/2019)
01/14/2019	34	ORDER: Defendant's Motion to Stay Rule 26 Requirements and Discovery (ECF No. <u>32</u>) is hereby GRANTED. It is so ordered. Signed by Judge Alvin W. Thompson on 1/14/2019. (Patel, R.) (Entered: 01/14/2019)
01/14/2019	35	NOTICE TO PRO SE LITIGANT: Defendants filed a Motion to Dismiss on 12/20/2018. (See ECF No. <u>30</u> .) On 1/8/2019, the pro se plaintiff filed a document, Notification of Constitutional Challenges, which the court understands to be his opposition to that Motion to Dismiss. If that is not correct, the plaintiff should contact the court immediately. Signed by Judge Alvin W. Thompson on 1/14/2019. (Patel, R.) (Entered: 01/14/2019)
01/14/2019	<u>36</u>	ORDER: For the reasons set forth in the attached order, the plaintiff's Motion for Reconsideration (ECF No. <u>28</u>) is hereby DENIED. It is so ordered. Signed by Judge Alvin W. Thompson on 1/14/2019. (Patel, R.) (Entered: 01/14/2019)